UNITED STATES PATENT AND TRADEMARK OFFICE

APR 18 2005

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on __8-21-03__ is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

[X] 1. Amendments to the specification:
- [ ] A. Amended paragraph(s) do not include markings.
- [X] B. New paragraph(s) should not be underlined.
- [ ] C. Other_____

[ ] 2. Abstract:
- [ ] A. Not presented on a separate sheet. 37 CFR 1.72.
- [ ] B. Other_____

[ ] 3. Amendments to the drawings: _____

[ ] 4. Amendments to the claims:
- [ ] A. A complete listing of all of the claims is not present.
- [ ] B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
- [ ] C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
- [ ] D. The claims of this amendment paper have not been presented in ascending numerical order.
- [ ] E. Other: _____

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf .

If the non-compliant amendment is a PRELIMINARY AMENDMENT, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

If the non-compliant amendment is a reply to a NON-FINAL OFFICE ACTION (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

If the amendment is a reply to a FINAL REJECTION, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Eva Willis
Legal Instruments Examiner (LIE)

(571) 272-1577
Telephone No.

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Rev. 6/04

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DYKEMA GOSSETT PLLC
Third Floor West, Franklin Square
1300 I Street, NW
Washington, DC 20005-3306

THE PATENT AND TRADEMARK OFFICE OFFICIAL FILING DATE STAMP HEREON
IS ACKNOWLEDGMENT OF FILING:
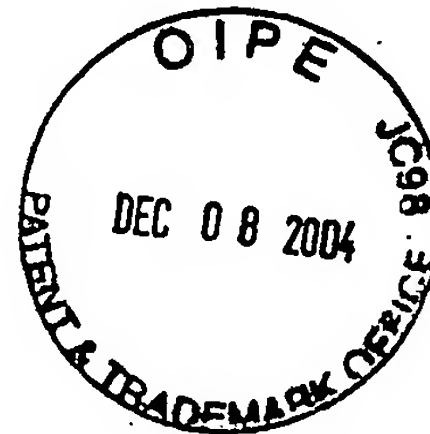
1.   PRELIMINARY AMENDMENT

TITLE- SYSTEM FOR DETERMINING A SENSOR HOLDER

INVENTOR: DALPIAZ, Michael et al.

Serial No. CIP of PCT/DE02/00636

DOCKET NO. 66489-028-5

DATE FILED: December 8, 2004

DYKEMA GOSSETT PLLC
Third Floor West, Franklin Square
1300 I Street, NW
Washington, DC 20005-3306

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Serial No. CIP of PCT/DE02/00636

DOCKET NO. 66489-028-5

DATE FILED: December 8, 2004

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Large Entity)	Docket No. 066489-0028

In Re Application Of: DALPIAZ, Michael et al.

Application No. 10/644,992	Filing Date August 21, 2003	Examiner A.C. HO	Customer No. 25269	Group Art Unit 2882	Confirmation No. 7100

Invention: **SYSTEM FOR DETERMINING A SENSOR HOLDER**

COMMISSIONER FOR PATENTS:

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of _____**January 10, 2005**_____ above-identified application.
Date

The requested extension is as follows (check time period desired):

☒ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: _____**April 10, 2005**_____   until: _____**May 10, 2005**_____
Date   *Date*

The fee for the extension of time is   **$120**   and is to be paid as follows:

☐ A check in the amount of the fee is enclosed.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No.   **04-2223**

☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **04-2223**

☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Adesh Bhargava, Reg. No. 46,553

Dated: **April 18, 2005**

04/20/2005 HALI11 00000108 042223 10644992
01 FC:1251   120.00 DA

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

_____.
(Date)

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

P12LARGE/REV09